In The United States Patent And Trademark Office

Appl. No.:

10/796,485

Confirmation No.: 2291

Applicant(s):

Stone et al. March 9, 2004

Filed: Art Unit:

3687

Examiner:

Andrew J. Rudy

Title:

SYSTEMS, METHODS AND COMPUTER PROGRAM PRODUCTS FOR

IMPLEMENTING PROCESSES RELATING TO RETAIL SALES

Docket No.:

940472-267909

Customer No.: 24239

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. § 43.31)

Applicant in the above-identified patent application hereby appeals to the Board of Appeals and Interferences from the decision dated January 26, 2009, rejecting the following Claims 2, 3, 4, 5, 6, and 8.

The fee for this Notice of Appeal under 37 CFR § 41.20(b)(1) is enclosed.

| | Applicant claims small entity Status. |
|-------------|---|
| \boxtimes | The fees are being paid via EFT (\$540.00). |
| | A check is enclosed. |

(\$540.00 for large entity fee or \$270.00 if small entity status)

Please charge Deposit Account No. 13-4365 for the Notice of Appeal Filing Fee.

 \boxtimes Any additional fee or refund may be charged to our Deposit Account No. 13-4365.

 \boxtimes A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.

Respectfully submitted,

W. Kevin Ransom

Registration No. 45,031

Customer No. 24239

MOORE & VAN ALLEN PLLC

430 Davis Drive, Suite 500

Post Office Box 13706

Research Triangle Park, NC 27709

Tel Charlotte Office (704) 331-3549

Fax Charlotte Office (704) 339-5800

ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON Jul 27, 2009.